## REMARKS

This application has been reviewed in light of the Office Action dated January 28, 2008. Claims 1-8 have been cancelled without prejudice or disclaimer of subject matter, and Claims 9-16 have been added to provide Applicants with a more complete scope of protection. Claims 9 and 13 are in independent form. Favorable reconsideration is requested.

Claims 1, 2, and 4-8 were rejected under 35 U.S.C. § 103(a) as being unpatentable over U.S. Patents 6,774,951 (*Narushima*) and 6,490,692 (*Nomura et al.*) in combination, and Claim 3 was rejected as being unpatentable from *Narushima* and *Nomura* in view of U.S. Patent 6,189,790 (*Walter*). Cancellation of Claims 1-8 renders those rejections moot. Applicants submit that new independent Claims 9 and 13, together with the new claims dependent therefrom, are patentably distinct from the cited references for at least the following reasons.

Claim 9 is directed to a data broadcasting receiving and reproducing apparatus including a receiving unit, a data obtaining unit, a storing unit, a setting information obtaining unit, and a management unit. The receiving unit is configured to receive a digital broadcasting wave, and the data obtaining unit is configured for obtaining data broadcasting data including displayable content data and text data including print permission/inhibition information of the content data. The storing unit is configured for storing the data broadcasting data obtained by the data obtaining unit. The setting information obtaining unit is configured for obtaining, from the text data stored in the data storing unit, the print permission/inhibition information of the content data. The

management unit is configured for converting a content of the print permission/inhibition information obtained. The management unit converts the print permission/inhibition information corresponding to the content data obtained by the data obtaining unit and stored in the data storing unit, based on a command information included in the digital broadcasting wave.

Among other features of the apparatus of Claim 9 is the setting unit. By virtue of the setting unit the print permission/inhibition information of the content data is obtained from the text data stored in the data storing unit. Applicants also point to the recited management unit, by virtue of which the content of the print permission/inhibition information obtained can be converted. The conversion is based on command information included in the digital broadcasting wave.

*Narushima*, as understood by Applicants, relates to a structure for printing content information included in a digital broadcast distribution, the content information being converted by a contents information converter into a form suitable for printing. Nothing has been found in *Narushima* that is believed to teach or suggest either the setting information obtaining unit or the management unit of Claim 9.

*Nomura* does not remedy the deficiencies of *Narushima* with respect to teaching or suggesting the features of the apparatus of Claim 9. *Nomura*, as understood by Applicants, relates to image forming apparatuses, and in particular to an image forming apparatus that has an abnormality monitoring circuit for monitoring the operation of a microprocessor which conducts processing for an image forming operation. The Office Action alleges that *Nomura* discloses at column 6, lines 50-62, the "print

permission/inhibition information", now recited in Claim 9. Applicants respectfully disagree.

The cited portion of *Nomura* apparently discusses an error condition such that when a subsidiary processor (CPU) of the printer is non-operational or otherwise defective (CPU normality/abnormality determination), a message indicating that this printer cannot be used is produced. (column 7, lines 1-9). That is, what the Office Action treats as the "print permission/inhibition information" is merely an indication of an operation condition of the printer; Applicants do not see how this would teach or suggest "print permission/inhibition information", recited in Claim 9.

Accordingly, Applicants submit that Claim 9 is patentable over *Narushima* and *Nomura*, taken separately or in any possible combination.

Independent Claim 13 is a method claim corresponding to apparatus Claim 9, and is also believed to be patentable for at least the reasons discussed above.

A review of the other art of record has failed to reveal anything which, in Applicants' opinion, would remedy the deficiencies of the art discussed above, as references against the independent claims herein. Those claims are therefore believed patentable over the art of record.

The other new claims in this application depend from one or the other of the independent claims discussed above and, therefore, are submitted to be patentable for at least the same reasons. Because each dependent claim also is deemed to define an additional aspect of the invention, individual consideration of the patentability of each claim on its own merits is respectfully requested.

In view of the foregoing amendments and remarks, Applicants respectfully request favorable consideration and early passage to issue of the present application.

Applicants' undersigned attorney may be reached in our New York office by telephone at (212) 218-2100. All correspondence should continue to be directed to our address given below.

Respectfully submitted,

/Leonard P Diana/
Leonard P. Diana
Attorney for Applicants
Registration No. 29,296

FITZPATRICK, CELLA, HARPER & SCINTO
30 Rockefeller Plaza
New York, New York 10112-3801
Facsimile: (212) 218-2200

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